

REMARKS

This application has been reviewed in light of the Office Action dated September 3, 2003. Claims 1-44 are now presented for examination. Claims 1, 3, 5-7, 10, 11, 13-21, 23, 25 and 37-40 have been amended to define more clearly what Applicants regard as their invention. Claims 41-44 have been added to provide Applicants with a more complete scope of protection. Claims 1, 19, and 42 are in independent form. Favorable reconsideration is requested.

First, Applicants gratefully acknowledge the allowance of Claims 1-4, 8, 9, 12 and 17-40 and the indication that Claims 5-7, 10, 11 and 13-16 include allowable subject matter and would be allowable if rewritten to resolve informalities. Claims 5-7, 10, 11 and 13-16, which were objected to in the Office Action, have been rewritten as deemed necessary to overcome the objection and are believed to be allowable.

Figures 10-12 were objected to for not being designated as "Prior Art." Applicants propose in the attached Request For Approval of Drawing Change to amend Fig. 12 to overcome the noted objection. However, Figs. 10 and 11 are directed to Applicants' invention and thus are not prior art, and therefore have not been so amended. In view of the foregoing, withdrawal of the objection to the drawings is therefore respectfully requested.

The Examiner objected to the disclosure in the specification because of

apparent informalities listed on page 2 in the Office Action. Applicants have amended the specification to resolve these informalities. Withdrawal of the objection is respectfully requested.

An Information Disclosure Statement will be filed shortly. If the Examiner takes this case up for action prior to receiving that paper, the Examiner is respectfully requested to contact the undersigned.

In view of the foregoing amendments and remarks, Applicants respectfully request favorable reconsideration and early passage to issue of the present application.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,



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03500.015729.



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
: Examiner: Nino Adolfo
SHIN KITAMURA ET AL.)
: Group Art Unit: 2831
Application No.: 09/940,643)
:
Filed: August 29, 2001)
:
For: ELECTRON-EMITTING DEVICE,)
: ELECTRON SOURCE, IMAGE-
FORMING APPARATUS, AND)
: METHOD FOR PRODUCING
ELECTRON-EMITTING DEVICE)
: AND ELECTRON-EMITTING
APPARATUS) November 3, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR APPROVAL OF DRAWING CHANGE

Sir:

Applicants respectfully request that the Examiner approve the change incorporated into the attached replacement sheet for Figure 12. This change comprises labeling Figure 12, "Prior Art," in accordance with the request in the Office Action of September 3, 2003.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 3, 2003
(Date of Deposit)

FRANK A. DELUCIA, (Reg. # 42,476)

(Name of Attorney for Applicant)

Signature

November 3, 2003
Date of Signature

A copy of this Request for Approval of Drawing Change is enclosed.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



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PRIOR ART

FIG. 12

